

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Bernard Cleenewerck et al.	Examiner:	Carolyn A. Paden
Serial No:	10/509,271	Art Unit:	1794
Filed:	March 28, 2005	Docket:	18234
For:	LOW-TRANS FATS FOR CONFECTIONERY AND BAKERY FAT COMPOSITIONS	Dated:	October 19, 2009

Confirmation No: 2289

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT OF SUBSTANCE OF THE INTERVIEW

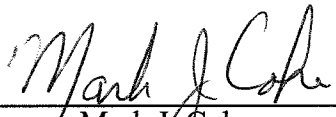
Sir:

In accordance with the requirement in the Interview Summary Record dated September 18, 2009, Applicants are making of record a statement of the substance of the interview that occurred on September 16, 2009.

CERTIFICATION OF ELECTRONIC FILING

I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website, on October 19, 2009.

Dated: October 19, 2009




Mark J. Cohen

The undersigned conducted a telephonic interview with Examiner Paden, in which the Final Action and the '103 rejections raised therein were discussed. In particular, Applicants' representative and Examiner Paden discussed the Declaration of Bernard Cleenewerck and the arguments filed in the Response thereto. The undersigned urged that there was no motivation in the art to combine the references cited therein, viz., Deffense et al. and Kawada et al., and further that Kawada et al. taught away from the present invention, as it relates to a tempering fat, while the fat composition that is recited in the claims is a non-tempering fat. The undersigned referred to the Declaration which showed that the fat in Kawada et al. is a non-tempering fat. Further, the undersigned indicated that the combination of the references cited does not teach, disclose or suggest the present invention.

Examiner Paden indicated that she will review the Declaration in view of the arguments presented.

Applicants wish to thank Examiner Paden for allowing Applicants to conduct a telephone interview after Final and for the kindness and consideration exhibited during the interview to the undersigned.

Respectfully submitted,


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